



U.S. Department
of Transportation

**Federal Aviation
Administration**

241974

DEPT. OF TRANSPORTATION
DOCKETS

03 MAY -1 PM 3:15

Docket No. FAA-2001-9818-5

Docket FAA-01-10428-14

800 Independence Ave., S.W.
Washington, D.C. 20591

Mr. Chet Ekstrand
Vice President, Regulatory Affairs
The Boeing Company
2925 South 112th Street
Seattle, WA 98168

Dear Mr. Ekstrand:

This is in response to Mr. James G. Draxler's May 22, 2001, letter and Mr. Gerald R. Mack's January 9, 2002, supplemental information on behalf of The Boeing Company (Boeing) petitioning the Federal Aviation Administration (FAA) for an exemption from § 121.344 of Title 14, Code of Federal Regulations (14 CFR). This exemption, if granted, would permit Boeing to record certain data parameters with flight data recorder systems for Boeing 717, Boeing 757, and Boeing 767 aircraft using different resolution requirements than those set out in appendix M to part 121. This petition was filed in public docket No. FAA-2001-9818.

This also is in response to your October 18, 2002, letter requesting permanent relief from the provisions of SFAR No. 89 for Boeing 737, Boeing 747, Boeing 747-400, and Boeing 777 aircraft. That letter was also filed in public docket No. FAA-2001-9818.

The FAA issued Special Federal Aviation Regulation No. 89 (SFAR No. 89), Suspension of Certain Flight Data Recorder Requirements, effective August 17, 2001, (Docket No. FAA-2001-10428) which addresses these issues. The FAA currently has rulemaking underway that will address the SFAR-89 issues, including its August 18, 2003, expiration date.

Because the issues raised in Docket No. FAA-2001-9818 are being addressed in the ongoing rulemaking effort under Docket No. FAA-2001-10428, the FAA will take no further action on Docket No. FAA-2001-9818. Copies of the documents in Docket No. FAA-2001-9818 will be added to Docket No. FAA-2001-10428, and any future documents pertaining to this matter should be filed in Docket No. FAA-2001-10428.

If you have any questions, you may call 202-267-7625.

Sincerely,

Ida M. Klepper
Manager, Airmen and
Airspace Rules Division